

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
WESTERN DIVISION

PHILLIP C. STEARMAN and  
TRISTAN STEARMAN,

Plaintiffs,

v.

VESPER TUSCALOOSA, LLC;  
PROCOLLECT, INC.; EQUIFAX  
INFORMATION SERVICES, LLC;  
AND TRANS UNION, LLC,

Defendants.

CASE NO. 7:19-CV-01202-LSC

**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR VESPER  
TUSCALOOSA, LLC TO RESPOND TO PLAINTIFFS' COMPLAINT**

COMES NOW the Defendant, Vesper Tuscaloosa, LLC ("Vesper"), and pursuant to Fed.R.Civ.P. 6(b) and without waiving any defenses described by or referred to in Fed.R.Civ.P. 12, moves this Honorable Court to extend the time Vesper has to respond to the Plaintiffs' Complaint to September 16, 2019. As grounds for this motion, Vesper states as follows:

1. Upon information and belief, Vesper's agent was served with the Summons and Complaint on or after August 1, 2019. The return of service has not yet been received and/or filed.
2. Vesper's time in which to plead in response to the Plaintiffs' complaint has not yet expired.

3. Counsel for Vesper and counsel for Plaintiffs have conferred and discussed this case, the history of the dispute, and options for early resolution.
4. Counsel for Vesper has informed Plaintiffs' counsel that additional time is needed for Vesper's counsel to receive and review Vesper's file, review the transactions and communications at issue in the litigation, and prepare a meaningful response to the complaint.
5. Plaintiffs' counsel has no objection to Vesper being granted an extension of time in which to respond to Plaintiffs' complaint.
6. The requested extension is not being requested for undue delay or for an improper purpose, will not prejudice the rights of any party to this litigation, and will not adversely affect the timely and orderly administration of this case.

WHEREFORE, Vesper Tuscaloosa, LLC respectfully requests this Honorable Court to extend the time by which Vesper has to respond to the Plaintiffs' Complaint until Monday, September 16, 2019.

Respectfully submitted this the 22<sup>nd</sup> day of August, 2019.

/s/ Clay A. Tindal

State Bar Number: ASB-6530-L74T

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 22, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following, or I mailed the foregoing to the following by United States Postal Service:

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/s/ Clay A. Tindal

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